



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बीरवार, १६ दिसम्बर, १९६५/२५ अग्रहायण, १८८७

GOVERNMENT OF HIMACHAL PRADESH

ELECTION DEPARTMENT

NOTIFICATION

Simla-4, the 7th December, 1965

No. 5-3/63-Elec.—In exercise of the powers conferred by section 51 and 52 of the Punjab Small Towns Act, 1921 (Punjab Act II of 1922) as applied to Himachal Pradesh, the Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to make the following amendments in the Himachal Pradesh Town Committee Election Rules, 1963, made vide this department notification of even number, dated October 17, 1963, and published in Rajpatra, Himachal Pradesh Extraordinary, dated November 5, 1963.

AMENDMENTS

In the said rules—

1. After rule 9 the following new rule shall be inserted, namely:—

“9A. *Term of office of members.*—The term of office of a member of a committee as prescribed in sub-section (2) of section 6 shall commence from the date of meeting appointed under the provisions of rule 10 for the administration of the oath of allegiance irrespective of the fact whether any member attends it or not”.

2. In rule 39, for clause (b) of sub-rule (5), the following clause shall be substituted, namely:—

“(b) there make a mark on the ballot paper with the instrument supplied for the purpose on or near the symbol of candidate for whom he intends to vote”.

3. In rule 51, for clause (a) of sub-rule (2), the following clause shall be substituted, namely:—

“(a) if votes are given on it in favour of more than one candidate; or”.

4. For rule 54 the following rule shall be substituted, namely:—

“54. *Declaration of results and procedure in case of a tie.*—When the counting of votes has been completed, the Deputy Commissioner or any other officer appointed by him in this behalf shall forthwith declare the results in the following manner:—

(a) The candidate who is found to have obtained the largest number of valid votes shall be declared to have been elected.

(b) If, after the counting of votes tie is found to exist between any candidates, and the addition of one vote will entitle any of those candidates to be declared elected, that shall forthwith be decided between those candidates by lot, and the candidate on whom the lot falls shall be considered to have received an additional vote and shall be declared to be duly elected”.

5. In rule 63, for sub-rule (7), the following sub-rule shall be substituted, namely:—

“(7) A candidate obtaining the largest number of votes shall be deemed to be elected. If, after the counting of votes tie is found to exist between any of those candidates to be declared elected, that shall forthwith be decided between those candidates by lot, and the candidate on whom the lot falls shall be considered to have received an additional vote and shall be declared to be duly elected”.

6. For forms I and IV appended to the said rules, the following forms shall respectively be substituted, namely:—

FORM I

[See rule 17 (2)]

NOMINATION PAPER

Election to the Town Committee.....

(To be filled in by the proposer)

I hereby nominate.....as a candidate for election from.....Constituency of Town Committee.....

1. Full name of proposer.....

2. Number of proposer on the electoral roll of the constituency in which the candidate is a candidate for election.....
3. Name of the candidate's father/husband.....
4. Full postal address of candidate.....
5. Number of the candidate on the electoral roll of the constituency in which he is registered as an elector.....

Date.....

Signature of proposer.

(To be filled in by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby declare:—

(a) that I have completed.....years of age.

(b) that the symbols I have chosen in order of preference:

(i)

(ii)and

(iii).....

Date.....

Signature of candidate.

(Further declaration to be made by a Scheduled Caste candidate)

I hereby declare that I am a member of the.....caste which has been declared to be a Scheduled Caste in Himachal Pradesh.

Date.....

Signature of candidate.

(Verification by Magistrate)

The above declaration is solemnly affirmed before me by..... who is personally known to me or who has been identified to my satisfaction by.....

Place.....

Signature of verifying authority

Date.....

with full designation.

(To be filled in by the Deputy Commissioner or other authorised person)

Serial number of nomination paper.....

This nomination was delivered to me at my office.....(hour) on.....(date).

Deputy Commissioner or other authorised person.

Date.....

Decision of Deputy Commissioner accepting or rejecting the nomination per.

I have examined this nomination paper in accordance with rule 20 of the Himachal Pradesh Town Committee Election Rules, 1963 and decided as follows:

Date.....

*Deputy Commissioner or other
authorised person.*

The symbol assigned to the candidate is.....

Date.....

*Signature of the Deputy Commissioner
or other authorised person.*

Receipt of nomination paper and notice of scrutiny.

(To be handed over to the person presenting the nomination paper)

Serial number of nomination paper.....

The nomination paper of..... a candidate for election
from.....(name of the constituency) was
delivered to me at my office at.....(hour) on.....
(date) by the candidate/proposer. All nomination papers will be taken up
for scrutiny at.....(hour) on.....(date)
at.....(place).

Date.....

*Signature of the Deputy Commissioner
or other authorised person.*

FORM IV

[See rule 34 (1)]

BALLOT PAPER

Committee

Constituency

Sl. No.	Name of candidate	Symbol and mark
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By order,
D. B. LAL,
Secretary.